

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

A.D., a minor, by NICOLE FINNEY, as
guardian and in her own right,
Plaintiffs,

VS.

**SHUMAN JUVENILE DETENTION
CENTER, a Department of Allegheny
County, Pennsylvania,
Defendant.**

2:05cv1323
Electronic Filing
Judge Cercone
Magistrate Judge Mitchell

ORDER

AND NOW, this 5 day of November, 2006, after the plaintiffs, A.D. a minor, by Nicole Finney, as guardian and in her own right, filed an action in the above-captioned case, and after a motion for summary judgment was submitted by the defendant, Shuman Juvenile Detention Center, and after a Report and Recommendation was filed by the United States Magistrate Judge granting the parties ten days after being served with a copy to file written objections thereto, and no objections having been filed, and upon independent review of the motion and the record, and upon consideration of the Magistrate Judge's Report and Recommendation (Document No. 21), which is adopted as the opinion of this Court,

IT IS ORDERED that defendant's motion for summary judgment (Document No. 17) is DENIED.


David Stewart Cercone
United States District Judge

**cc: Honorable Robert C. Mitchell
United States Magistrate Judge**

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